

DAC
JTW

CUSTOMER NO. 46850

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Attorney Docket No. Carr 8-4-5

In application of: Dustin W. Carr, Ho Bun Chan, and Alex T. Tran

Serial No.: 10/743,253

Group No.: 2874

Filed: 12/22/2003

Examiner: Not Yet Assigned

Matter No.: 990.0502

For: Optical Substance Analyzer

RENEWED PETITION UNDER 37 CFR 1.47(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In response to the Decision on Petition Under 37 CFR 1.47(a) dated August 04, 2004, this Renewed Petition is filed to make the above-identified application without an executed declaration from co-inventor Dustin W. Carr, who is not cooperative.

According to the Decision, the Petition Under 37 CFR 1.47(a) filed on May 24, 2004, failed to satisfy the requirements for a grantable petition because the application papers were not sent to the home address of inventor Carr. More specifically, the Decision stated that in a Renewed Petition, "applicants must establish that the entire application package, including specification, claims and drawings, was presented to non-signing inventor Carr and he subsequently refused to sign. If they have not already been sent, a copy of the application papers should be sent to the last known address of the non-signing inventor, or, if the inventor is represented by counsel, to the address of the non-signing inventor's attorney."

We have made a bona fide attempt to comply with the requirements of the Decision of August 4, 2004, and the provisions of § 1.47(a).

- (1) On August 17, 2004, we shipped Dustin W. Carr a complete copy of the patent application, including specification, claims, and drawings, along with a Declaration and Power of Attorney form and an Assignment and Agreement Form to his last known home address (see item 7) via Express Mail, asking him to sign and date the form and return it to our firm for filing (see attachment A).

* * * * *

Certification Under 37 CFR 1.8

Date of Deposit 09/22/2004

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Amy Laudenslager
(Name of person mailing)

Amy Laudenslager
(Signature of person mailing)

- (2) We have provided all inventors with copies of the application as filed on December 22, 2003. We have obtained executed declarations from inventors Ho Bun Chan and Alex T. Tran.
- (3) A Combined Declaration and Power of Attorney form, similar to the one filed herewith, was forwarded by email attachment to Dustin W. Carr's work email address, by facsimile to Dustin W. Carr's work facsimile, and by Express Mail to Dustin W. Carr's work address, all of which containing instructions for him to sign and date the form and return it to our firm for filing.
- (4) Voice messages requesting the executed documents were left by Amy Laudenslager for Dustin W. Carr (505-845-8507) on January 21, 2004, March 19, and March 23, 2004, and for Dustin W. Carr's secretary Anna Garcia (505-844-2150) on April 20, 2004 and May 10, 2004. Amy Laudenslager spoke with Anna Garcia on May 7, 2004 and May 11, 2004 requesting same.
- (5) We have attempted to obtain an executed Combined Declaration and Power of Attorney from Dustin W. Carr, who has failed to respond to all correspondence, including email, facsimile, telephone voice messages, and Express Mail requesting same.

Including attachments:

- (A) Letter dated August 17, 2004 sent via Express Mail from Yuri Gruzdkov to Dustin W. Carr, copy of Express Mail label and post office receipt corresponding to the August 17, 2004 letter, and Track & Confirm details for the Express Mail letter dated August 17, 2004 from the United States Postal Service website;
- (B) Letter dated May 11, 2004 sent via Express Mail from Yuri Gruzdkov to Dustin W. Carr, copy of Express Mail label and post office receipt corresponding to the May 11, 2004 letter, and Track & Confirm details for the Express Mail letter dated May 11, 2004 from the United States Postal Service website;
- (C) Email dated April 20, 2004 from Amy Laudenslager to Dustin W. Carr, with email confirmation of delivery;
- (D) Email dated March 19, 2004 from Amy Laudenslager to Dustin W. Carr, with email confirmation of delivery, and Fax cover with fax confirmation of same, which was faxed on March 19, 2004 from Amy Laudenslager to Dustin W. Carr;
- (E) Email dated January 21, 2004 from Amy Laudenslager to Dustin W. Carr;
- (F) Email dated January 19, 2004 from Amy Laudenslager to Ho Bun Chan and Dustin W. Carr, with email confirmation of delivery to Dustin W. Carr;
- (G) Email dated December 18, 2003 from Amy Laudenslager to Ho Bun Chan, Dustin W. Carr, and Alex T. Tran, with email confirmation of delivery to Dustin W. Carr;
- (H) Email dated December 17, 2003 from Dustin W. Carr to Amy Laudenslager; and
- (I) Employee contact information for Dustin W. Carr from the Sandia National Laboratories website www.sandia.gov.

- (6) The last known work contact information of the nonsigning joint inventor Dustin W. Carr is: Sandia National Laboratories, P.O. Box 5800, Albuquerque, New Mexico 87185-(1080), phone number 505-844-2991, email address DWCARR@sandia.gov (see attachment I).
- (7) The last known home address of the nonsigning joint inventor Dustin W. Carr is: 5108 Rose Quartz Ave. NW, Albuquerque, Bernadillo County, New Mexico 87114 (see attachment H).

The Commissioner is hereby authorized to charge payment of any additional fees required under 37 CFR §§ 1.16 and 1.17 which are associated with this communication or credit any overpayment to Deposit Account No. 50-0782 in the name of Mendelsohn & Associates, P.C.

Respectfully submitted,

Date:

9/22/04
Customer No. 46850
Mendelsohn & Associates, P.C.
1515 Market Street, Suite 715
Philadelphia, Pennsylvania 19102



Yuri Gruzdkov
Registration No. 50,762
Agent for Applicant
(215) 557-8544 (phone)
(215) 557-8477 (fax)



MENDELSON & ASSOCIATES, P.C.
INTELLECTUAL PROPERTY LAW

YURI GRUZDKOV, Ph.D.
DIRECT: (215) 557-8544
E-MAIL: yuri@mendelip.com

SUITE 715
1515 MARKET STREET
PHILADELPHIA, PA 19102

TELEPHONE (215) 557-6656
FACSIMILE (215) 557-8477

August 17, 2004

EXPRESS MAIL

EV140152642US

Dustin W. Carr
5108 Rose Quartz Ave. NW
Albuquerque, NM 87114

RE: U.S. Patent Application entitled "Optical Substance Analyzer"
Serial No.: 10/743,253 Filed: 12/22/2003
Case Name: Carr 8-4-5 IDS No.: 125896
Our Reference No.: 990.0502

Dear Mr. Carr:

On 12/22/2003, we filed the above-referenced patent application with the U.S. Patent and Trademark Office. Although our office had sent numerous communications to you in an attempt to obtain your signature on the declaration and assignment forms for the application, you did not respond to any of these communications. To present you with an additional opportunity to execute the declaration and assignment forms, I am sending these forms along with the application papers (specification, claims, and drawings) to the home address that you indicated in your email of December 17, 2003. These are the same application papers and forms that were previously forwarded to you at your work address. Please execute the forms, fax the executed forms to 215-557-8477, and return the executed originals to us by mail in the provided envelope. Please note that the assignment needs to be executed in the presence of a notary public.

If, for some reason, you do not wish to sign the forms, you may simply indicate your intent in your response to us. An exemplary response that you may choose to sign and return to us in the provided envelope is enclosed herewith for your convenience.

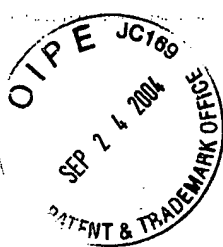
I strongly encourage you to respond to this letter in any acceptable to you form. If we do not hear from you or your legal representative on or before September 1, 2004, we will assume that you refuse to join in on the application and will proceed to file the necessary documents with the U.S. Patent and Trademark Office. Please let me know if you have any questions or concerns regarding this matter.

Very truly yours,

Yuri Gruzdkov
For MENDELSON & ASSOCIATES, P.C.

YAG:al

Enclosures (patent application, declaration, assignment, and response sheet)



(Serial No.: 10/743,253) Attachment A

RE: U.S. Patent Application entitled "Optical Substance Analyzer"
Serial No.: 10/743,253 Filed: 12/22/2003
Case Name: Carr 8-4-5 IDS No.: 125896
Our Reference No.: 990.0502

This is to notify the firm of Mendelsohn and Associates that I will not be joining in on the patent application entitled "Optical Substance Analyzer" by Carr, Chan, and Tran, filed with the U.S. Patent and Trademark Office on 12/22/2003.

Signed: /Dustin Carr/
Dated:



PENN CENTER
 PHILADELPHIA, Pennsylvania
 191029997
 4165410148-0098
 08/17/2004 (800)275-8777 04:16:49 PM

Sales Receipt			
Product Description	Sale Qty	Unit Price	Final Price
ALBUQUERQUE NM 87114			\$13.65
Express Mail PO-ADD			
Serial Number EV140152642US			
Next Day 3PM / Normal			
Delivery			
Customer Postage			-\$13.65
Subtotal:			\$0.00
Total:			\$0.00

Paid by:

Bill#: 1000201800124
 Clerk: 11

— All sales final on stamps and postage. —
 Refunds for guaranteed services only.
 Thank you for your business.
 Customer Copy



EV 140152642 US



UNITED STATES POSTAL SERVICE®

Customer Copy
 Label 11-F October 2001

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)			
PO ZIP Code 19102	Day of Delivery <input checked="" type="checkbox"/> First <input type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>	
Date 8/17/04	<input type="checkbox"/> 12 Noon <input checked="" type="checkbox"/> 3 PM	Postage \$13.65	
Time in <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee	
Weight 9.10 lbs.	Int'l Alpha Country Code	COD Fee	Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Class [initials]	Total Postage & Fees \$13.65	

DELIVERY (POSTAL USE ONLY)		
Delivery Attempt	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Attempt	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Date	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	

CUSTOMER USE ONLY
 METHOD OF PAYMENT:
 Express Mail Corporate Acct. No.

Federal Agency Acct. No. or
 Postal Service Acct. No.

FROM: (PLEASE PRINT) PHONE 215 557 6656
 Yuri Gruzdkov
 MENDELSONN & ASSOCIATES P.C.
 1515 MARKET ST STE 715
 PHILADELPHIA PA 19102-1907
 990.0502
 Carr 8-4-5

TO: (PLEASE PRINT) PHONE
 Dustin W. Carr
 5108 Rose Quartz Ave. NW
 Albuquerque, NM 87114

PRESS HARD.
 You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com





Track & Confirm

Shipment Details

You entered EV14 0152 642U S

Your item was delivered at 10:53 am on August 18, 2004 in ALBUQUERQUE, NM 87114. The item was signed for by K CARR.

Here is what happened earlier:

- ARRIVAL AT PICK-UP-POINT, August 18, 2004, 8:01 am, ALBUQUERQUE, NM 87114
- ARRIVAL AT UNIT, August 18, 2004, 6:01 am, ALBUQUERQUE, NM 87119
- ACCEPTANCE, August 17, 2004, 4:16 pm, PHILADELPHIA, PA 19102

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Track & Confirm

Enter label number:

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(Serial No.: 10/743,253) Attachment B

MENDELSON & ASSOCIATES, P.C.
INTELLECTUAL PROPERTY LAW

YURI GRUZDKOV, Ph.D.
DIRECT: (215) 557-8544
E-MAIL: yuri@mendelip.com

SUITE 715
1515 MARKET STREET
PHILADELPHIA, PA 19102

TELEPHONE (215) 557-6656
FACSIMILE (215) 557-8477

May 11, 2004

EXPRESS MAIL

EV140153095US

Dustin W. Carr
Sandia National Laboratories, New Mexico
Mail Stop 1080
P.O. Box 5800
Albuquerque, NM 87185-(1080)

RE: U.S. Patent Application entitled, "Optical Substance Analyzer"
Serial No.: 10/743,253 Filed: 12/22/2003
Case Name: Carr 8-4-5 IDS No.: 125896
Our Reference No.: 990.0502

Dear Mr. Carr:

On 12/22/2003, we filed the above-referenced patent application with the U.S. Patent and Trademark Office (PTO). In order to satisfy Lucent's filing schedule, this application was filed without executed declaration and assignment forms.

As such, I am enclosing the declaration and assignment forms for your execution. These are the same forms forwarded to you several times by email. Please note that the assignment needs to be executed in the presence of a notary public. Please fax the executed forms to 215-557-8477 with the originals by mail for filing with the PTO by May 17, 2004.

Our office has made several attempts to reach you by email, fax, and by leaving telephone voice messages with you and your secretary for this matter. If we do not hear from you or receive your executed paperwork on or before May 17, 2004, we will assume that you refuse to join in on the application and will proceed to file the necessary documents with the U.S. Patent and Trademark Office in accordance with 37 CFR 1.47(a), a copy of which is enclosed herewith for your information.

Please let me know if you have any questions regarding any of these procedures.

Very truly yours,

Yuri Gruzdkov
For MENDELSON & ASSOCIATES, P.C.

YAG:al
Enclosures



EV 140153095 US



UNITED STATES POSTAL SERVICE®

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)

PO ZIP Code 19102	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> Second <input type="checkbox"/> Third	Flat Rate Envelope <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Date In Mo. 5 Day 11 Year 04	<input checked="" type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 13.65
Time In 3:45 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt For <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Weight 4.00 lbs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials CH	Total Postage Fees \$ 13.65

DELIVERY (POSTAL USE ONLY)

Delivery Attempt Mo. Day	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Delivery Attempt Mo. Day	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Delivery Date Mo. Day	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Delivery Date Mo. Day	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature

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Federal Agency Acct. No. or
Postal Service Acct. No.

FROM: (PLEASE PRINT)

PHONE **215,557 6656**

Yuri Gruzdtkov
MENDELSON & ASSOCIATES P.C.
1515 MARKET ST STE 715
PHILADELPHIA PA 19102-1907
Carr 8-4-5 (990.0502)

TO: (PLEASE PRINT)

PHONE ()

Dustin W. Carr
Sandia National Laboratories,
New Mexico
Mail Stop 1080
P.O. Box 5800
Albuquerque, NM 87185-(1080)

PRESS HARD.

You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com



PENN CENTER
PHILADELPHIA, Pennsylvania
191029997

05/11/2004 (800)275-8777 03:46:29 PM

Product Description	Sale Qty	Unit Price	Final Price
ALBUQUERQUE NM 87185			\$13.65

Express Mail PO-ADD Flat Rate	\$13.65
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Serial Number EV140153095US
Next Day Noon / Normal
Delivery
Customer Postage
Subtotal:

-\$13.65
\$0.00

Total: \$0.00

Paid by:

Bill #: 1000701154675
Clerk: 10

— All sales final on stamps and postage.
Refunds for guaranteed services only.
Thank you for your business.
Customer Copy



Track & Confirm

Shipment Details



You entered EV14 0153 095U S

Your item was delivered at 9:20 am on May 12, 2004 in ALBUQUERQUE, NM 87185. The item was signed for by A ADA.

Here is what happened earlier:

- NOTICE LEFT, May 12, 2004, 8:53 am, ALBUQUERQUE, NM 87185
- ENROUTE, May 12, 2004, 7:16 am, ALBUQUERQUE, NM 87119
- ARRIVAL AT UNIT, May 12, 2004, 5:58 am, ALBUQUERQUE, NM 87119
- ENROUTE, May 11, 2004, 7:25 pm, PHILADELPHIA, PA 19153
- ACCEPTANCE, May 11, 2004, 3:45 pm, PHILADELPHIA, PA 19102

Notification Options

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Track & Confirm

Enter label number:

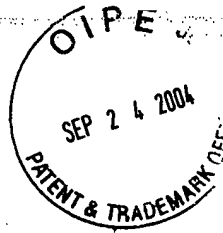
[Track & Confirm FAQs](#)



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Amy Laudenslager

From: Amy Laudenslager [amy@mendelip.com]
Sent: Tuesday, April 20, 2004 11:28 AM
To: 'Carr, Dustin W'
Subject: RE: URGENT RESPONSE REQUESTED - Carr 8-4-5 (990.0502)
Importance: High

Dear Mr. Carr:

Pursuant to my message with your secretary of today, I am attaching the declaration and assignment forms for this matter for you to sign, date and return to our office via fax (215-557-8477) with the originals by mail. Please note that the Assignment must be executed in the presence of a notary.

We just received a notice from the U.S. Patent and Trademark Office (USPTO) for this matter. The executed paperwork must be filed with the USPTO by the deadline of **06/05/2004**.

Please contact me if you have any questions or comments (215-557-6656). **In any case, please acknowledge receipt of this message via return email.**

Thank you in advance for your attention to this matter.

Sincerely,
Amy Laudenslager
Legal Assistant

* * * * *
Mendelsohn & Associates, P.C.
1515 Market Street
Suite 715
Philadelphia, PA 19102
Phone: 215-557-6656
Fax: 215-557-8477
Email: amy@mendelip.com

This message is intended only for the designated recipient(s). If you are not a designated recipient, you may not review, copy or distribute this message. If you receive this in error, please notify the sender by reply e-mail and delete this message. Thank you.

-----Original Message-----

From: Carr, Dustin W [mailto:dwcarr@sandia.gov]
Sent: Wednesday, December 17, 2003 11:42 AM
To: 'Amy Laudenslager'
Subject: RE: URGENT RESPONSE REQUESTED FW: RE: Information Request for New Lucent Patent Application

Dear Amy,

My current address is
5108 Rose Quartz Ave. NW
Albuquerque, Bernalillo County, NM 87114
U.S. Citizen

Amy Laudenslager

From: System Administrator [postmaster@sandia.gov]
Sent: Tuesday, April 20, 2004 11:28 AM
To: amy@mendelip.com
Subject: Delivered: RE: URGENT RESPONSE REQUESTED - Carr 8-4-5 (990.0502)

Importance: High



URGENT
ONSE REQUESTED

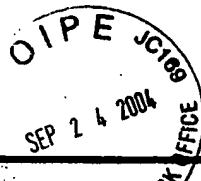
<<RE: URGENT RESPONSE REQUESTED - Carr 8-4-5 (990.0502)>> Your message

To: 'Carr, Dustin W'
Subject: RE: URGENT RESPONSE REQUESTED - Carr 8-4-5 (990.0502)
Sent: Tue, 20 Apr 2004 10:27:52 -0600

was delivered to the following recipient(s):

Carr, Dustin W on Tue, 20 Apr 2004 10:28:24 -0600
MSEXCH:MSEExchangeMTA:SEEMS:ES10SNLNT

Amy Laudenslager



From: Amy Laudenslager [amy@mendelip.com]
Sent: Friday, March 19, 2004 12:23 PM
To: Dustin Carr (DWCARR@sandia.gov)
Cc: Ho Bun Chan (hochan@phys.ufl.edu)
Subject: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)

Importance: High



Declaration (Carr 8-4-5) 990.0... Assignment (Carr 8-4-5) 990.05... 990.0502 [D] US Drawings.pdf (...)

Dear Mr. Carr:

Pursuant to my message below, we are still waiting for your paperwork for this matter. We have received paperwork from the other inventors. Please contact me immediately (215-557-6656) if you have any questions or comments related to this matter.

In any case, please confirm receipt of this message via return email. Your prompt attention to this matter would be most appreciated.

Thank you,
Amy Laudenslager

-----Original Message-----

From: Amy Laudenslager [mailto:amy@mendelip.com]
Sent: Wednesday, January 21, 2004 3:48 PM
To: Dustin Carr (DWCARR@sandia.gov)
Subject: FW: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)

Dear Mr. Carr:

Pursuant to my voice message of today, this is just a friendly reminder regarding the executed paperwork for this case. Your attention to this matter is most appreciated.

We have only received executed paperwork from Mr. Tran at this time.

Please let me know if you have any questions.

Thank you,
Amy

-----Original Message-----

From: Amy Laudenslager [mailto:amy@mendelip.com]
Sent: Monday, January 19, 2004 11:58 AM
To: 'Ho Bun Chan'; Dustin Carr (DWCARR@sandia.gov)
Subject: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)
Importance: High

Dear Mr. Chan:

The above-referenced application was filed on 12/22/03 without paperwork. As such, pursuant to our telephone discussion of today, I am attaching the Declaration and Assignment forms for you to sign, date and return to our office via fax (215-557-8477) with the originals by mail. Please note that the Assignment must be executed in the presence of a notary.

Please let me know (phone: 215-557-6656) if you have any questions.

I am also copying Mr. Carr on this message, as we need the same matters from him as well.



Sincerely,
Amy Laudenslager
Legal Assistant

* * * * *

Mendelsohn & Associates, P.C.
1515 Market Street
Suite 715
Philadelphia, PA 19102
Phone: 215-557-6656
Fax: 215-557-8477
Email: amy@mendelip.com

This message is intended only for the designated recipient(s). If you are not a designated recipient, you may not review, copy or distribute this message. If you receive this in error, please notify the sender by reply e-mail and delete this message. Thank you.

Amy Laudenslager

From: System Administrator [postmaster@sandia.gov]
Sent: Friday, March 19, 2004 12:24 PM
To: amy@mendelip.com
Subject: Delivered: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)
Importance: High



Paperwork for
Lucent Applicat..

<<URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)>>
Your message

To: Dustin Carr
Cc: Ho Bun Chan (hochan@phys.ufl.edu)
Subject: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)
Sent: Fri, 19 Mar 2004 10:22:39 -0700

was delivered to the following recipient(s):

Carr, Dustin W on Fri, 19 Mar 2004 10:23:35 -0700
MSEXCH:MSExchangeMTA:SEEMS:ES10SNLNT




FAX COVER SHEET

March 19, 2004

IMPORTANT

Page 1 of 3

FROM: Amy Laudenslager amy@mendelip.com  COMPANY NAME: Mendelsohn & Associates, P.C. PHONE NUMBER: 215-557-6656 FAX NUMBER: 215-557-8477	TO: Mr. Dustin Carr COMPANY NAME: U.S. Patent and Trademark Office PHONE NUMBER: 505-845-8507 FAX NUMBER: 505-844-2991
Ref. No.: Carr 8-4-5 Matter No.: : 990.0502	RE: Request for Executed Paperwork for

MESSAGE

Dear Mr. Carr:

I have attached my email of today, as I have not yet received a response for the above-referenced matter. If you would, kindly execute the paperwork that I attached to the email of today as indicated in the 01/19/04 message. Please let me know if you need me to fax/mail the papers to you.

Please contact me with any questions. Your attention to this matter would be most appreciated.

Sincerely,
Amy Laudenslager

Confidentiality Note:

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any use, dissemination, distribution or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone. Thank you.

PLEASE CONFIRM SAFE RECEIPT

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TIME : 03/19/2004 13:08
NAME :
FAX : 2155578477
TEL :

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

03/19 13:07
15058442991
00:00:49
03
OK
STANDARD
ECM



FAX COVER SHEET

March 19, 2004

IMPORTANT

Page 1 of 3

FROM: Amy Laudenslager amy@mendelip.com COMPANY NAME: Mendelsohn & Associates, P.C. PHONE NUMBER: 215-557-6656 FAX NUMBER: 215-557-8477	TO: Mr. Dustin Carr COMPANY NAME: U.S. Patent and Trademark Office PHONE NUMBER: 505-845-8507 FAX NUMBER: 505-844-2991
Ref. No.: Carr 8-4-5 Matter No.: : 990.0502	RE: Request for Executed Paperwork for

MESSAGE

Dear Mr. Carr:

I have attached my email of today, as I have not yet received a response for the above-referenced matter. If you would, kindly execute the paperwork that I attached to the email of today as indicated in the 01/19/04 message. Please let me know if you need me to fax/mail the papers to you.

Please contact me with any questions. Your attention to this matter would be most appreciated.

Amy Laudenslager

From: Amy Laudenslager [amy@mendelip.com]
Sent: Wednesday, January 21, 2004 3:48 PM
To: Dustin Carr (DWCARR@sandia.gov)
Subject: FW: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)



Declaration (Carr
8-4-5) 990.0...



Assignment (Carr
8-4-5) 990.05...



990.0502 [D] US
Drawings.pdf (...)



990_0502 text v05
A4.doc (65 K...

Dear Mr. Carr:

Pursuant to my voice message of today, this is just a friendly reminder regarding the executed paperwork for this case. Your attention to this matter is most appreciated.

We have only received executed paperwork from Mr. Tran at this time.

Please let me know if you have any questions.

Thank you,
Amy

-----Original Message-----

From: Amy Laudenslager [mailto:amy@mendelip.com]
Sent: Monday, January 19, 2004 11:58 AM
To: 'Ho Bun Chan'; Dustin Carr (DWCARR@sandia.gov)
Subject: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)
Importance: High

Dear Mr. Chan:

The above-referenced application was filed on 12/22/03 without paperwork. As such, pursuant to our telephone discussion of today, I am attaching the Declaration and Assignment forms for you to sign, date and return to our office via fax (215-557-8477) with the originals by mail. Please note that the Assignment must be executed in the presence of a notary.

Please let me know (phone: 215-557-6656) if you have any questions.

I am also copying Mr. Carr on this message, as we need the same matters from him as well.

Sincerely,
Amy Laudenslager
Legal Assistant

* * * * *
Mendelsohn & Associates, P.C.
1515 Market Street
Suite 715
Philadelphia, PA 19102
Phone: 215-557-6656
Fax: 215-557-8477
Email: amy@mendelip.com

This message is intended only for the designated recipient(s). If you are not a designated recipient, you may not review, copy or distribute this message. If you receive this in error, please notify the sender by reply e-mail and delete this message. Thank you.

Amy Laudenslager

From: Amy Laudenslager [amy@mendelip.com]
Sent: Monday, January 19, 2004 11:58 AM
To: 'Ho Bun Chan'; Dustin Carr (DWCARR@sandia.gov)
Subject: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)

Importance: High



Declaration (Carr 8-4-5) 990.0... Assignment (Carr 8-4-5) 990.05... 990.0502 [D] US 990_0502 text v05 Drawings.pdf (... A4.doc (65 K...

Dear Mr. Chan:

The above-referenced application was filed on 12/22/03 without paperwork. As such, pursuant to our telephone discussion of today, I am attaching the Declaration and Assignment forms for you to sign, date and return to our office via fax (215-557-8477) with the originals by mail. Please note that the Assignment must be executed in the presence of a notary.

Please let me know (phone: 215-557-6656) if you have any questions.

I am also copying Mr. Carr on this message, as we need the same from him as well.

Sincerely,
Amy Laudenslager
Legal Assistant

* * * * *
Mendelsohn & Associates, P.C.
1515 Market Street
Suite 715
Philadelphia, PA 19102
Phone: 215-557-6656
Fax: 215-557-8477
Email: amy@mendelip.com

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Amy Laudenslager

From: System Administrator [postmaster@sandia.gov]
Sent: Monday, January 19, 2004 11:59 AM
To: amy@mendelip.com
Subject: Delivered: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)
Importance: High



Paperwork for
Lucent Applicat...

<<URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)>>
Your message

To: 'Ho Bun Chan'; Dustin Carr
Subject: URGENT: RE: Paperwork for Lucent Application for Carr 8-4-5 (990.0502)
Sent: Mon, 19 Jan 2004 09:58:17 -0700

was delivered to the following recipient(s):

Carr, Dustin W on Mon, 19 Jan 2004 08:59:11 -0700
MSEXCH:MSEExchangeMTA:SEEMS:ES10SNLNT

Amy Laudenslager

From: Amy Laudenslager [amy@mendelip.com]
Sent: Thursday, December 18, 2003 3:04 PM
To: Ho Bun Chan (hochan@phys.ufl.edu); Dustin Carr (DWCARR@sandia.gov); Alex Tran (atran@yahoo.com)
Subject: RE: Paperwork for New Lucent filing for Carr 8-4-5 (990.0502)
Importance: High

Dear Ho Bun:

Yuri Gruzdkov has asked me to let you all know that the application has been approved for filing by the managing attorney Eugene Rosenthal. As such, I am attaching the declaration and assignment forms for your execution at this time. Please note that the assignment needs to be executed in the presence of a notary public. Please return the executed forms to me by **fax (215-557-8477)** with the originals by mail for filing with the PTO. Also attached is a copy of the application and drawings that will be filed.

If an address needs to be updated, please change the information on the forms with the respective inventor's initials next to the changes.

Please note that Yuri will be out of the office from Dec. 23 to Jan. 2. So, if possible, we would like to file this application on Friday (tomorrow).

Please let me know if you have any questions.

Sincerely,
Amy Laudenslager
Legal Assistant

* * * * *
Mendelsohn & Associates, P.C.
1515 Market Street
Suite 715
Philadelphia, PA 19102
Phone: 215-557-6656
Fax: 215-557-8477
Email: amy@mendelip.com

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Amy Laudenslager

From: System Administrator [postmaster@sandia.gov]
Sent: Thursday, December 18, 2003 3:05 PM
To: amy@mendelip.com
Subject: Delivered: RE: Paperwork for New Lucent filing for Carr 8-4-5 (9 90.0502)

Importance: High



Paperwork for
New Lucent fil...

<<RE: Paperwork for New Lucent filing for Carr 8-4-5 (990.0502)>> Your
message

To: Ho Bun Chan (hochan@phys.ufl.edu); Dustin Carr; Alex Tran
Subject: RE: Paperwork for New Lucent filing for Carr 8-4-5 (990.0502)
Sent: Thu, 18 Dec 2003 13:03:59 -0700

was delivered to the following recipient(s):

Carr, Dustin W on Thu, 18 Dec 2003 12:05:07 -0700
MSEXCH:MSExchangeMTA:SEEMS:ES10SNLNT

Amy Laudenslager

From: Carr, Dustin W [dwcarr@sandia.gov]
Sent: Wednesday, December 17, 2003 11:42 AM
To: 'Amy Laudenslager'
Subject: RE: URGENT RESPONSE REQUESTED FW: RE: Information Request for New Lucent Patent Application

Dear Amy,

My current address is
5108 Rose Quartz Ave. NW
Albuquerque, Bernalillo County, NM 87114
U.S. Citizen

Dustin

-----Original Message-----

From: Amy Laudenslager [mailto:amy@mendelip.com]
Sent: Wednesday, December 17, 2003 8:44 AM
To: Dustin Carr
Subject: URGENT RESPONSE REQUESTED FW: RE: Information Request for New Lucent Patent Application

-----Original Message-----

From: Amy Laudenslager [mailto:amy@mendelip.com]
Sent: Wednesday, December 10, 2003 3:31 PM
To: Dustin Carr (DWCARR@sandia.gov)
Subject: URGENT RESPONSE REQUESTED FW: RE: Information Request for New Lucent Patent Application
Importance: High

-----Original Message-----

From: Amy Laudenslager [mailto:amy@mendelip.com]
Sent: Monday, November 17, 2003 3:01 PM
To: Dustin Carr (DWCARR@sandia.gov)
Subject: RE: Information Request for New Lucent Patent Application
Importance: High

Title: Optical Substance Analyzer
Lucent Case Name: Carr 8-4-5
Our Ref.: 990.0502

Dear Mr. Carr:

Pursuant to Mr. Ho bun Chan, we understand that you have contributed to the above-referenced Lucent patent application. When we file this application, we will need the following information for the formal papers:

1. Your current home address (including county); and
2. Your citizenship.

Thank you in advance for your attention to this matter. Please contact us if you have questions related to

this message.
Sincerely,
Amy Laudenslager
Legal Assistant

* * * * *

Mendelsohn & Associates, P.C.
1515 Market Street
Suite 715
Philadelphia, PA 19102
Phone: 215-557-6656
Fax: 215-557-8477
Email: amy@mendelip.com

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Your query returned 1 name

Name	Phone	Email	Fax	Mailstop
CARR, DUSTIN W.	(505) 845-8507	DWCARR	(505) 844-2991	1080

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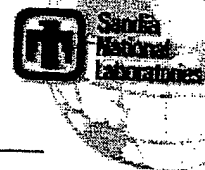
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Ginni Edmund
(505) 284-5200
Mail Stop 1313

California

Media Relations
Mike Janes
(925) 294-2447
Mail Stop 9111

Media Relations

Iris Aboytes
(505) 844-8066
Mail Stop 0165

[Top of page](#)



Customer No.: 22186

Attorney Docket No. Carr 8-4-5

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Declaration and Power of Attorney

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if multiple names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Optical Substance Analyzer**, the specification of which is being filed under the above-identified Attorney Docket Number.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this oath or declaration.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, 119(e) of any United States provisional application(s) identified below:

None

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

None

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorney(s) with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

Kenneth M. Brown	(Reg. No. 37590)
Donald P. Dinella	(Reg. No. 39961)
Martin I. Finston	(Reg. No. 31613)
Barry H. Freedman	(Reg. No. 26166)
Julio A. Garceran	(Reg. No. 37138)
Jimmy Goo	(Reg. No. 36528)
Stephen M. Gurey	(Reg. No. 27336)
David W. Herring, Jr.	(Reg. No. 51069)
Matthew J. Hodulik	(Reg. No. 36164)
Irena Lager	(Reg. No. 39260)
John B. MacIntyre	(Reg. No. 41170)
Christopher N. Malvone	(Reg. No. 34866)
John F. McCabe	(Reg. No. 42854)
James Milton	(Reg. No. 46935)
Gregory J. Murgia	(Reg. No. 41209)
Eugene J. Rosenthal	(Reg. No. 36658)
Steven R. Santema	(Reg. No. 40156)
David A. Sasso	(Reg. No. 43084)
Ozer M. N. Teitelbaum	(Reg. No. 36698)

I hereby appoint the attorney(s) on ATTACHMENT A as associate attorney(s) in the aforementioned application, with full power solely to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected with the prosecution of said application. No other powers are granted to such associate attorney(s) and such associate attorney(s) are specifically denied any power of substitution or revocation.

Full name of sole inventor (or 1st joint inventor): Dustin W. Carr

Inventor's
signature _____ Date _____

Residence: Albuquerque, Bernalillo County, New Mexico

Citizenship: USA

Post Office Address: 5108 Rose Quartz Ave. NW
 Albuquerque, NM 87114

Customer No.: 22186

Attorney Docket No. Carr 8-4-5

4

Full name of 2nd joint inventor: Ho Bun Chan

Inventor's
signature  Date 1-19-04

Residence: Gainesville, Florida

Citizenship: China

Post Office Address: 5333 SW 75th Street, Apt C17
Summit, FL 32601
Gainesville, FL 32608

Customer No.: 22186

Attorney Docket No. Carr 8-4-5

5

Full name of 3rd joint inventor: Alex T. Tran

Inventor's
signature



Date

4/9/04

Residence: Madison, Morris County, New Jersey

Citizenship: Canada

Post Office Address:

303 Main Street, 3rd Floor
Madison, NJ 07940

Customer No.: 22186

Attorney Docket No. Carr 8-4-5

6

ATTACHMENT A

Attorney Name(s):	<u>Steve Mendelsohn</u>	Reg. No.:	<u>35,951</u>
	<u>Ian M. Hughes</u>		<u>41,083</u>
	<u>Steven R. Petersen</u>		<u>31,287</u>
	<u>Yuri Gruzdkov</u>		<u>50,762</u>
	<u>Michael L. Craner</u>		<u>50,127</u>

Telephone calls should be made to **Mendelsohn & Associates, P.C.** at:

Phone No.: 215-557-6657

Fax No.: 215-557-8477

All written communications are to be addressed to:

**Steve Mendelsohn
Mendelsohn & Associates, P.C.
1515 Market Street, Suite 715
Philadelphia, PA 19102**

Customer No.: **22186**